



# Haryana Government Gazette

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## PART I-A

### Notifications by Haryana Government

#### LOCAL GOVERNMENT DEPARTMENT

#### COMMITTEES

The 4th August, 1969

**No. 5644-3CL-69/21788.**—In pursuance of the provisions of sub-section (10) of section 62 of the Punjab Municipal Act 1911, it is hereby notified that with the previous sanction of the Governor of Haryana, the Municipal Committee, Mehtam, in Rohtak District, as from effect from the 1st November, 1969 imposed the following rates in connection with its bye-laws for regulation of water-supply in the Municipality of Mehtam.

The charges for water payable by the consumer shall be as follows :—

- (i) for private metered connections :—At the rate two rupees per thousand litres of water consumed, the meter reading to be taken once a month; and
- (ii) for unmetered private connection at the following rates.

| Size of ferrule | Number of tapes installed at the premises | Charges per quarter (3 months)  | Extra charges per additional tap per quarter |
|-----------------|---|---------------------------------|--|
| ½"              | 1   | Twelve rupees                   | One rupee                                    |
| 1"              | 1   | Thirteen rupees and fifty paise | One rupee and twenty five paise              |
| 1½"             | 1   | Fifteen rupees                  | One rupee and fifty paise                    |

(b) For all mosques, temples, churches, imambaras, dargah-salas, gurdwaras, bazaars, private hospitals and private troughs for animals supplied with water through connections, the water rate shall be charged at  $\frac{1}{2}$  the rate prescribed above.

In addition to the charges as specified in bye-law 10, Meter rent shall be levied in accordance with the following scale :—

| Size of meter | Month rate                      |
|---------------|---------------------------------|
| ½"            | Sixty-two paise.                |
| 1"            | Seventy-five paise.             |
| 1½"           | One rupee.                      |
| 2"            | One rupee and twentyfive paise. |
| 2½"           | One rupee and fifty paise.      |

and meter rent shall be charged for the period during which the meter is installed, whether it is in working order or not. Provided that if the total period for which the charge is to be made is not more than fifteen days in any one month, such period shall not be reckoned, and a period of more than fifteen days, but less than one month, shall be reckoned as one month. Provided further that no charge shall be made by the Committee for the cost of repair or renewal of meter unless such repair or renewal has been necessitated by wilful abuse or negligence on the part of the registered consumer.

*N.B.—*The bill of demand for meter rent and water-supply shall be presented to the consumer by the committee in the first quarter of each month and shall be paid within fifteen days from the date of presentation of the bill, if the payment is made within prescribed period the consumer shall be entitled to a rebate equivalent to five per cent of the amount of the bill excluding the undenoted charges. Provided that any person permitted to draw water under clause (1) of bye-law 3 shall make a security deposit of such amount as may be required by the committee for the due payment of the bill.

- (i) The charges for the rent of meter in the case of a metered connection.
- (ii) The charges shown in the schedule in clause (2) of bye-law 3.

**(Encroachment Bye-laws)**

The 28th August, 1969

No. 6304-3CI-69/2/1266.—The following bye-laws made by the Municipal Committee, Uchana, in Jind District, in exercise of the powers conferred by sections 172, 188 and 199 of the Punjab Municipal Act, 1911, having been confirmed by the Governor of Haryana as required under section 201 of the said Act, are published for general information and shall come into force within the Municipality of Uchana with effect from 1st November, 1969.

**ENCROACHMENT BYE-LAWS**

1. The giving of permission by the Municipal Committee (hereinafter referred to as the committee) under section 172(1) of the Punjab Municipal Act, 1911 (hereinafter referred to as the Act), shall be regulated by the conditions provided in the bye-laws hereinafter.

2. Subject to the provisions of the bye-laws hereinafter, permission under section 172(1) of the Act will be granted in respect of such encroachments only as are encroachments of necessity.

*Note.—*(1) The necessity for an encroachment at the ground level can be established only if there is such a public drain outside the building that it is difficult to find access to the building in the absence of the proposed encroachment.

2. The alternative of providing a crossing over the drain at the expense of the owner of the building will be considered before the proposed encroachment is allowed.

3. A step or steps to provide access to a building may be permitted if the plinth level of a building is more than one foot above the level of the street at the roadside edge of the drain, subject to the following condition :—

- (1) The steps shall be supported by brackets attached to the building or be of the cantilever type..
- (2) The steps shall not extend beyond the roadside edge of any drain below them, and shall not in any circumstances extend more than two feet from the face of the building,
- (3) The vertical distance between the lower side of the lowest step and the street surface at the outer edge of the drain under it shall not be less than nine inches.
- (4) The distance between the external edge of the steps and the centre line of the street shall not be less than 5 feet in streets which have been declared by the committee to be residential streets and eight feet in other streets,
- (5) The length of the steps shall be minimum possible and shall not extend beyond the outer edges on the doorway in the case of the residential building, by more than one foot on either side,
- (6) The steps shall be of such strong material that there will be no likelihood of their collapsing, and
- (7) The brackets shall not extend more than four inches below the under side of the steps nor project beyond it.

*Note.—*When the building is non-residential, no encroachment outside it will be allowed in such a manner that the encroachment may be used except for the purpose of access to and exit from it.

4. A drain crossing may be permitted where access from a street to any premises is required for vehicles or otherwise subject to the following conditions :—

- (1) The crossing shall be so constructed as not to interfere with the waterway of the drain,
- (2) The length of the crossing shall be the minimum possible and shall not exceed eight feet when provided for vehicles and four feet in other cases,

- (3) The crossing shall be constructed so as to be removable,
- (4) The crossing shall be made of cast iron reticulated gratings, grated or fabricated mild steel sections or mild steel chequered plates all suitably supported on cast iron or mild steel frames embedded in the concrete or brickwork on the sides of the drain and each section of the gratings, etc., shall be sufficiently light in the weight so as to be removable by one sweeper, and
- (5) The height from the bed of the drain to the drain to the lower side of the crossing shall be at least nine inches or the full height of the drain whichever is greater, provided that if the level of the premises to which access for vehicles is required shall be constructed within the premises and shall not extend over the drain or on the street; and provided further that if the drain over which the crossing is required happens to be shallow and consequently the level of the crossing has to be raised to permit of a clear water way as required under condition (1) a small ramp extending over the drain and on the street, to the extent permitted by the Committee, may be allowed.

5. A sunshade may be permitted in the case of shops subject to the following :—

- (1) A sunshade shall not project over a street to a distance which will make the clear space between the external edge of such sunshade and the centre line of the street less than eight feet;
- (2) The total width of the sunshade projecting from the face of the building shall not in any case exceed three feet; and
- (3) The sunshade shall be at least fifteen feet high from the level of the street.

6. Every person intending to make, erect or re-erect any immovable encroachment under section 2(1) shall apply to the committee in form "A" appended to these bye-laws, and shall at the same time submit in duplicate, on tracing cloth—

- a site plan showing the boundaries of the building to which the encroachment is attached, the precise situation of the buildings concerned in relation to the streets, buildings or land adjoining it or them and the width of the adjoining streets for a distance of not less than one hundred feet or up to the end of the streets on all sides whichever is less;
- detailed drawing of the proposed encroachment showing the dimensions, the section of the street, the floor level of the building and the drains, if any;
- a specification describing the proposed encroachment in detail;

7. (1) The site plan shall be drawn to a scale of not less than one-eighth of an inch to the foot. The scale used shall be marked on the plan, and the position of the north point shall also be indicated.

- (2) The detailed drawings shall be drawn to a scale of not less than one-fourth of an inch to the foot and the scale used shall be marked on the plan.
- (3) All plans shall be attested by the applicant and shall show—

- the names of the owners of adjoining buildings or lands, with the names of the lanes (Koochas) and house number, if any;
- the proposed work by a distinctive colour;
- the material proposed to be used;
- an index to the colour used; and
- other details that will enable the committee or its officers to decide the suitability of the proposals.

8. If the application is accepted, permission to make, erect or re-erect the encroachment shall be given in the form of license in Form B appended to these bye-laws.

9. A license fee in the case of an encroachment under bye-laws 3 or 5 shall be levied in accordance with the following scale and shall be payable annually in advance :—

|                                     |  |
|-------------------------------------|--|
| Ground level immovable encroachment | Fifty paise per square foot per annum. |
|-------------------------------------|--|

|                                     |   |
|-------------------------------------|---|
| Overhanging immovable encroachment. | Twenty paise per square foot per annum. |
|-------------------------------------|---|

10. Every license granted under bye-law 8 shall be subject to the following conditions in addition to such other conditions as the committee may specifically prescribe at the time of the grant of the license :—

- the license shall not be transferable;
- the encroachment shall at times be kept in a structurally stable and sanitary condition to the satisfaction of the committee;
- the encroachment shall not be used for any purpose other than that mentioned in the license;
- the encroachment shall be open at all times to the inspection of any servant of the committee who rises in his behalf and the licensee shall, if so required, produce the license for inspection of such servant of the committee;
- the license shall be stamped and registered at the expense of the licensee;
- the licensee shall have no right, title or interest in, on, or over the land encroached upon; and
- the licensee shall be liable to forfeiture, if any of the conditions of the license are not complied with.

11. The committee may by written notice, require the licensee to remove the encroachment within a specified time not exceeding six weeks.

12. If any person erects an immovable encroachment without the previous permission of the committee or in contravention of the terms of such permission and if the committee later on grants a license in respect thereof the licensee shall pay license fee, for the period previously expired at double the rate which would have been made with permission and from the date of grant of such license, all the provisions relating to the permitted encroachments shall apply to the encroachment.

13. Any person who commits a breach of any of these bye-laws shall, on conviction by a magistrate, be punishable with fine which may extend to fifty rupees and when the breach is a continuing breach, with further fine which may extend to five rupees for every day, after the first, during which the breach continues.

#### FORM A

(All entries on this side to be filled in by the applicant)

From \_\_\_\_\_

To \_\_\_\_\_

Th<sup>s</sup> Secretary,  
Municipal Committee,  
Uchana.

I hereby apply under section 172 of the Punjab Municipal Act, 1911, for permission to erect/re-erect an immovable encroachment as specified below, situated in \_\_\_\_\_

I attach the plans, drawings and specification in duplicate as required by the Committee's Bye-laws.

Signature \_\_\_\_\_

Dated \_\_\_\_\_

#### SPECIFICATIONS

##### FORM "A"

##### REVERSE

(All entries on this side to be filled in by the municipal office)

Serial No. of application \_\_\_\_\_

Name of the applicant \_\_\_\_\_

Street building (name of street, quarter) \_\_\_\_\_

Abstract of application \_\_\_\_\_

Received by the Secretary on \_\_\_\_\_

Signature of the Secretary \_\_\_\_\_

Forwarded to \_\_\_\_\_ for report on \_\_\_\_\_

(Signature of Secretary)

Returned to the Secretary on \_\_\_\_\_

Signature \_\_\_\_\_

Forwarded to the Municipal Engineer, if any, for report, if any, the application is admissible under the rules and if it complies with the bye-laws on \_\_\_\_\_

Signature of Secretary \_\_\_\_\_

Submitted to \_\_\_\_\_

Signature of Secretary \_\_\_\_\_

Returned to the Secretary on \_\_\_\_\_

Signature \_\_\_\_\_

Abstract of order of the committee \_\_\_\_\_

Signature of Secretary \_\_\_\_\_

## FORM "B"

(Stamp according to law)

(License for an immovable encroachment)

(Licence is granted by the Municipal Committee of Uchana)

To \_\_\_\_\_

Owner \_\_\_\_\_

Occupier of \_\_\_\_\_

(hereinafter referred to as licensee)

Whereas the licensee is the owner/occupier of \_\_\_\_\_ which on the north/south/West/east is bounded by or adjacent to \_\_\_\_\_ land owned or forming part of \_\_\_\_\_ and whereas the licensee has applied for permission under section 172 of the Punjab Municipal Act, 1911, to erect/re-erect an immovable encroachment as specified below :—

**SPECIFICATION**

Now by virtue of the powers of the Uchana Municipal Committee under bye-laws published with Haryana notification No. \_\_\_\_\_ made under section 188 of the said Act, permission is hereby accorded subject to the conditions as follows which have been accepted by the licensee :—

- (i) That the licensee shall remove the encroachment whenever required by the Committee.
- (ii) That the Licensee shall pay an advance on the \_\_\_\_\_ day of \_\_\_\_\_ and on the same annually the sum of \_\_\_\_\_ (Rupces \_\_\_\_\_) as license fee.
- (iii) That no support or other portion of the encroachment shall rest on Government land.
- (iv) That the licensee shall pay the stamp duty and shall register this license at his own expense.

And the licensee agrees to register his license at his expenses within \_\_\_\_\_ from date thereof and shall have no right, title or interest in, on or over the said piece of land or street or in my structure or erection placed therein, on or over, save during the term and subject to compliance with the conditions of this licence.

No. 6304-3C(1)-69/21269.—In supersession of notification No. MCH(II)-118/59/18940, dated the 9th June, 1959, and in pursuance of the provision of sub-section (10) of section 62 of the Punjab Municipal Act, 1911, it is hereby notified with the previous sanction of the Governor of Haryana that the Municipal Committee of Uchana, in the Jind District, has with effect from 1st November, 1969, imposed the following licence fees in respect of the licences to be issued for encroachments in the limits of Municipal Committee, Uchana:—

| Description                               | Rate of fee                            |
|---|--|
| 1. Ground level immovable encroachment .. | Fifty paise per square foot per annum  |
| 2. Overhanging immovable encroachment ..  | Twenty paise per square foot per annum |

## (Stable Bye-Laws)

No. 6348-3C1-69/21783.—The following Bye-Laws made by the Municipal Committee of Uchana, in Jind District, in exercise of the powers conferred by section 188 and 189 of the Punjab Municipal Act, 1911, having been confirmed by the Governor of Haryana, as required by section 101 of the said Act, are published for general information and shall come into force within the Municipal Committee of Uchana with effect from 1st November, 1969:—

**BYE-LAWS**

1. For the purpose of these bye-laws "Stable" shall mean any place where horses, ponies or mules are kept, and "Cow-house", shall mean any place where oxen (for hire) or milch cattle are kept.
2. No person shall use or permit to be used any premises or part of any premises as a stable or a cow-house unless he has obtained a licence for such use from the Municipal Committee.
3. Licence for the use of any premises or part of any premises as a stable or cow-house shall be issued on application, to the owner or occupier of such premises, by the Secretary on behalf of the Municipal Committee subject to the following conditions :—
  - (a) The licensee shall not keep or permit to be kept in the licensed premises at any time any number of animals in excess of the number prescribed in the licence or of a description other than specified in his license.

- (b) The licensee shall not permit any person to cook in the licensed premises or to use the same for human habitation; provided that a certain number of attendants, to be specified in the license, may be permitted to sleep on the licensed premises to prevent accidents among animals;
- (c) The licensee shall provide in a convenient place a receptacle for dung, litter, etc., such receptacles shall be of such form and of such material as the Medical Officer of Health or in his absence the Secretary may direct, and shall be of a capacity of not less than 1½ cubic feet for each animal kept on the premises;
- (d) The licensee shall not keep on the licensed premises any litter or dung in such a situation or manner as to pollute or to be likely to pollute any drinking water; where litter is required for agricultural purposes a smooth impervious platform of cement concrete, or a pit of suitable size shall be built at least 100 feet away from the stable or cow-shed or from any human habitation, on which or in which the litter may be stacked preparatory to its being used as a manure;
- (e) The licensee shall cause the licensed premises to be cleaned twice daily, before 9 a.m. and before 4 p.m. and to be washed once every week. All litter, dung, rubbish, etc., must be removed to receptacles, provided in accordance with condition (c) above, which should be cleaned twice daily or should be disposed of by burning packings or burying, where the service of the Municipality staff cannot be availed of;
- (f) The licensee shall if the premises to be used as cows' shed or stable are in an isolated place, and if so required by the Medical Officer of Health or in his absence by the Secretary of the Municipal Committee;
- (g) The licensee shall cause all the interior walls of the licensed premises to be lime-washed at least twice yearly and more often if so required by the Medical Officer of Health or in his absence by the Secretary of the Municipal Committee;
- (h) The licensee shall give every facility to any officer appointed by the Committee in this behalf to inspect the licensed premises and animals kept therein at any reasonable time;
- (i) The licensee shall inform the Medical Officer of Health or in his absence the Secretary of the Committee immediately it comes to his knowledge any outbreak of any infectious disease among the animals kept on the licensed premises and shall segregate the animals affected pending the orders of the Medical Officer of Health or in his absence the Secretary of the Committee;
- (j) In case when the animals kept on the licensed premises are mated cattle, the licensee shall cause such animals to be properly washed out at least once a week.

4. No license for the use of premises as cowhouse or stables shall be issued unless such premises conform to following conditions:—

- (a) that the height of the premises is at least ten feet measured from the floor to the wall plates;
- (b) that the floor of the premises is at least one feet above the level of the open space on street on to which they open, is paved with some impervious materials at least 4½" thick and it slopes away from the house of the animals to be stabled with a gradient of not less than one in thirty;
- (c) that the premises are adequately lighted and ventilated;
- (d) that the premises are so situated of their being properly drained direct into a drain, cess-pool or soaking pit, set apart for the purpose;
- (e) that there is no opening from the premises likely to permit of direct ventilation thereto into any cooking place or places used for human habitation; and
- (f) that there is provided an adequately drained area equal to not less than one-eighth of the floor area of the premises on which the cattle may be washed down during the day.

5. The Secretary shall in every licence specify the description and prescribe the number of animal which may be kept in the licensed premises. The number prescribed shall be such that there shall be reserved for each animal a space of not less than 10 feet in length and 8 feet in breadth such space being inclusive of any manger or any central or side drain.

6. Only one licence shall be granted in respect of any premises; notwithstanding that such premises may be occupied by more than one animal.

7. Any building of smaller dimensions than those indicated in bye-law (4) (a) and (b) above which is already licensed on the date on which these bye-laws come into force, may continue to be used; provided the Committee is satisfied that old drainage and ventilation are adequate.

8. Any licensee who commits a breach of any of the conditions of his licence shall be liable to have such licence suspended or revoked by the Municipal Committee.

9. Any person who commits a breach of bye-laws 2 and 3 and any licensee who commits a breach of any of the conditions of his licence shall be liable on conviction by a Magistrate to a fine which may extend to fifty rupees and when the breach is a continuing breach to a further fine which may extend to five rupees for every day after the first during which the breach continues.

#### (Water Supply Bye-laws)

No. 6674-3CI-69/22076.—In pursuance of the provisions of sub-section (10) of section 62 of the Punjab Municipal Act, 1911, it is hereby notified that with the previous sanction of the Governor of Haryana, the Municipal Committee, Kalanwali i.e. Hissar District has with effect from 1st November, 1969, revised the rate of fee chargeable for the supply of water as below:—

For private metered connections:—

At the rate of one rupee and twenty five paise per thousand gallons or Rs. 2.75 paise per ten thousand litres according as the meter is in gallons or litres of water consumed subject to a minimum of Rs. 5 per month.